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APPLICATION NO.	FILING DAT	re	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
10/692,270	10/23/2003		David J. Kolacz	4578 P 020	7706
7590 03/31/2006				EXAMINER	
Daniel N Chr	istus Esq	NGUYEN, DINH Q			
	agner & Rockey	· Annunum T	DARED MEDICAL		
311 South Was	ker Drive	ART UNIT	PAPER NUMBER		
53rd Floor		3752			
Chicago, IL	50606-6630			D. 1777 14 14 177 00 10 10 00 1	

DATE MAILED: 03/31/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER FROM THE MAILING DATE OF THIS COMMUNICATION. Examinates of their may be available under the provisions of 37 CPT 1.1915. In the overthis offer, may are type to limity filed If NO period for regly is specified above, the maintain statutory period will apply and will expire SIX (8) MONTHS from the mailing date of this communication. Failure for regly is specified above, the maintain statutory period will apply and will expire SIX (8) MONTHS from the mailing date of this communication. Failure for regly is specified above, the maintain statutory period will apply and will expire SIX (8) MONTHS from the mailing date of this communication. Failure for regly is specified above, the maintain statutory period will apply and use of the communication. Part of the communication of the communication of the communication. Part of the communication of the communication of the communication of the communication. **Status** 1) Responsive to communication (s) filed on 21 February 2006. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s)			E					
### Examiner Dinh Q. Nguyen 3752 - The MAILING DATE of this communication appears on the cover sheet with the correspondence address = Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. E presidence of time may be evaluated under the provisions of 3°C FR 1.738(a), in no event, however, may a reply be timely filled in the provision of 3°C FR 1.738(a), in no event, however, may a reply be timely filled in the provision of 3°C FR 1.738(a), in no event, however, may a reply be timely filled in the provision of 3°C FR 1.738(a), in no event, however, may a reply be timely filled or this communication in Fabrus to reply specified above, the maximum studies present and against on be secone ABANDONEO (30 to 5°C 133). Fabrus to reply within the set or estending present of the remaining date of this communication is experiently and the present of the communication to become ABANDONEO (30 to 5°C 133). Status 1)		Application No.	Applicant(s)					
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A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ± MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. ■ Extensions of time rays is available under the provisions of 37 CFR 1.136(a). In no revent, however, may a raye by terminy filed ■ Expensions of time rays is available under the provisions of 37 CFR 1.136(a). In no revent, however, may a raye by terminy filed ■ 18 No period for reply is specified above, the maximum statution generous large year with expire X(b) MONTHS from the making date of this communication. Failure to reply will be the set of extended period for reply will, by statute, cause the application to become ADARDONED (55 U.S. £) 133). Any reduce the maintained patent term adjustment. Size 37 CFR 1.734(b). Status 1) □ Responsive to communication(s) filled on 21 February 2006. 2a) □ This action is FINAL. 2b) □ This action is non-final. 3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) □ Claim(s) 1.46.10.14 and 16-26 is/are pending in the application. 4a) Of the above claim(s) is/are allowed. 5) □ Claim(s) is/are allowed. 6) □ Claim(s) is/are rejected. 7) □ Claim(s) is/are rejected to. 8) □ Claim(s) is/are objected to by the Examiner. 10) □ The specification is objected to by the Examiner. 10) □ The drawing(s) filed on is/are: a) □ accepted or b) □ objected to by the Examiner. Application Papers 9) □ The specification is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) □ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) □ All b) □ Some * c) □ None of: 1. □ Certified copies of the priority documents have been received in Application No. □ 1. □ Certified copies of the priority documents have been received in Application from the Internationa								
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Art Unit: 3752

DETAILED ACTION

1. The timely submission under 37 CFR 1.129(a) filed on 2/21/06 is not fully responsive to the prior Office action because any changes relative to the patent being reissued which are made to the specification, including the claims, upon filing, or by an amendment paper in the reissue application, must include the following markings: The matter to be added by reissue must be underlined, except for amendments submitted on compact discs (see 37CFR 1.173). Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a).

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dinh Q. Nguyen whose telephone number is 571-272-4907. The examiner can normally be reached on Monday-Thursday 6:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Scherbel can be reached on 571-272-4919. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Art Unit: 3752

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Dinh Q Nguyen Primary Examiner Art Unit 3752

dqn